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10 UNITED STATES DISTRICT COURT
11 FOR THE CENTRAL DISTRICT OF CALIFORNIA
12 WESTERN DIVISION
13

14 EUGENE EVAN BAKER,)	NO. CV 10-3996-SVW(AJWx)
)	
15 Plaintiff,)	
16 v.)	[PROPOSED] ORDER GRANTING
)	DEFENDANT'S MOTION TO DISMISS
17)	Date: October 4, 2010
)	Time: 1:30 p.m.
18 ERIC H. HOLDER, JR.,)	
19 ATTORNEY GENERAL,)	
)	
20 Defendant.)	Hon. Stephen V. Wilson
		United States District Judge

1 Having considered all arguments in connection with
2 Defendant's Motion to Dismiss and Plaintiff's Opposition thereto,
3 the Court HEREBY GRANTS Defendant's Motion under Fed.R.Civ.P.
4 12(b)(1) & (6). Accordingly, this action is DISMISSED without
5 prejudice.

6
7 DATED: _____

8 THE HONORABLE STEPHEN V. WILSON
United States District Judge

9 Presented by:

10 ANDRÉ BIROTTE JR.
11 United States Attorney
LEON W. WEIDMAN
12 Assistant United States Attorney
Chief, Civil Division
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14 /s/ Ira A. Daves
15 IRA A. DAVES
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16 Attorneys for Defendant
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